IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.3293 OF 2007

Manohar Namdeo Kadu. ...Petitioner

vs.

1.The State of Maharashtra & ors. ...Respondents.

Mr.L.S.Gaikwad,for Petitioner.

Mr.A.H.Solkar, AGP for Respondents 1 & 2.

Mr.G.S.Hegde, for Respondent no.3.

CORAM: D.K.DESHMUKH &

V.M.KANADE, JJ.

DATED: 3rd DECEMBER,2007.

P.C.:-

1. The petitioner by this petition claims direction to respondent nos.2 and 3 to allot him seven plots of land under the document at “Exhibit-K” dated 6.3.1990. According to the petitioner, the land of which the petitioner's grandfather was a tenant has been acquired compulsorily and therefore, he is entitled to grant of land under the document dated 6.3.1990. But admittedly no application has been made by

the petitioner to the authority for granting land under that document.

2. What is further to be seen is that when the land was acquired and the compensation of the land was determined, there was dispute raised by the landlord about the entitlement of alleged tenant to receive compensation for the land. An order was therefore, made on 26.3.1986 that the landlord and the tenants should get their dispute resolved in competent Court. We have not been shown anything which would show that the dispute has been resolved. In this situation, it is clear that the petitioner has not been able to make out any right to get the plots. Therefore, the petitioner is not entitled to any relief. The petition, is therefore, rejected.

(D.K.DESHMUKH, J.)

(V.M.KANADE,J.)